

MAILED MAR 22 2002
PATENT & TRADEMARK OFFICE
U.S. DEPARTMENT OF COMMERCE

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

| | |
|------------------------|-----------------|
| Application Number | 09/412,297 |
| Filing Date | October 5, 1999 |
| First Named Inventor | TING, Kang |
| Group Art Unit | 1645 |
| Examiner Name | V. Ford |
| Attorney Docket Number | 407T-962900US |

ENCLOSURES (check all that apply)

- Fee Transmittal Form
- Fee Attached
- Amendment / Response
 - After Final
 - Affidavits/declaration(s)
- Extension of Time Request
- Express Abandonment Request
- Information Disclosure Statement
- Certified Copy of Priority Document(s)
- Response to Missing Parts/ Incomplete Application
 - Response to Missing Parts under 37 CFR 1.52 or 1.53

- Declaration of Inventor under 37 CFR 1.131
- Drawing(s)
- Diskette containing Sequence Listing
- Paper copy of the Sequence Listing
- Copy of "Notice to Comply with Req. for Patent App. Containing Nucleotide Seq..."
- Power of Attorney, Revocation Change of Correspondence Address
- Terminal Disclaimer
- Small Entity Statement
- Request for Refund

- After Allowance Communication to Group
- Appeal Communication to Board of Appeals and Interferences
- Appeal Communication to Group (Appeal/Notice Brief Reply Brief)
- Proprietary Information
- Status Letter
- Additional Enclosure(s) (please identify below)

receipt acknowledgment postcard, PTO form 1449; Cited References; Appendix A (marked up copy of specification and claims) and Appendix B (courtesy copy of pending claims).

Authorization to Charge Deposit Account

Please charge Deposit Account No. 50-0893 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name

Susan T. Hubl, Reg. No. 47,668, Quine Intellectual Property Law Group P.C.

Signature

Date

March 22, 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231 on this date March 22, 2002

Typed or printed name

Amelia Groth

Signature

Date

March 22, 2002

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QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.

By

Amelia Groth

AMELIA GROTH

Attorney Docket No.: 407T-962900US

Client Ref. No.: 1999-560-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

TING, Kang

Examiner: Ford, V.

Application No.: **09/412,297**

Art Unit: 1645

Filed: October 5, 1999

For: NELL-1 ENHANCED BONE
MINERALIZATION

RESPONSE TO OFFICE ACTION
PURSUANT TO 37 C.F.R. § 1.111

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Office Action dated **September 24, 2001**, Applicants respectfully request reconsideration of the above-identified application in view of the following amendments and remarks.

The following documents are enclosed herewith:

- 1) A transmittal sheet;
- 2) A petition to extend the period of response for 3 months (+ one copy);
- 3) A Declaration of Kang Ting under 37 CFR 1.131;
- 4) An initial CRF copy of the "Sequence Listing;"
- 5) A substitute paper copy of the "Sequence Listing;"
- 6) A copy of the "Notice to Comply with Requirements For Patent Application Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures;"
- 7) A version to show changes made to the specification and claims (Appendix A);
- 8) A courtesy copy of the pending claims (Appendix B);
- 9) A set of new, corrected formal drawings;